

## **REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, MARCH 20, 2007 AT 7:00 P.M.**

The City Council of the City of Leon Valley, Texas, met for a Regular City Council Meeting on the 20<sup>th</sup> day of March 2007 at 7:00 p.m., in the Leon Valley City Council Chambers, for the purpose of the following business, to-wit:

### **Call to order and Pledge of Allegiance.**

Mayor Riley called the meeting to order and asked that the minutes reflect that the following members of Council were present: Maloy, Reyna, Dean and Rangel.

City Manager Lambert, City Secretary Feutz, Fire Chief Irwin, Director of Public Works Vick, Economic Development Director Caldera, Library Director Trent, Community Development Director Smith, and Administrative Assistant Trejo were also present.

Mayor Riley asked Tom Dukes, a guest in the audience, to lead the Pledge of Allegiance.

### **Consider approval of minutes of the City Council Meeting of March 6, 2007.**

A motion was made by Councilmember Maloy, seconded by Councilman Reyna, to approve the minutes from the City Council Meeting of March 6, 2007. Upon a unanimous vote, the motion carried.

### **Proclamation of Appreciation to Margaret (Peggy) Bissett upon her retirement from service with the Leon Valley Public Library.**

Mayor Riley read aloud a proclamation of appreciation for Ms. Bissett thanking her for more than twenty-nine years of dedicated service to the City's library and expressed the thanks of the Council for her service to the City and its citizens.

### **Citizens to be heard and time for objections to the Consent Agenda.**

Mayor Riley asked Council if they wished for any Consent Agenda item to be removed for further discussion. Hearing no requests, Mayor Riley asked if anyone in the audience wished to address the Council.

Resident Carol Poss addressed Council recommending that Council give favorable consideration to the name "The Kinman House" for the city facility at 6417 Evers Road to recognize a generous benefactor of the library, the Kinman Family.

Trade and Market Day Committee Chair Nita Lange addressed Council reminding them of the next Trade and Market Day to be held on Saturday, April 14, 2007.

Seeing no one else, Mayor Riley asked for a motion on the Consent Agenda item.

### **Consent Agenda**

#### **Consider M&C # 03-06-07 - Authorize payment to ETECH Construction, Inc. (Vick).**

A motion was made by Councilmember Rangel, seconded by Councilmember Dean, to approve the Consent Agenda. Upon a unanimous vote, the motion carried.

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**Regular Agenda**

**Presentation and update by the Library Board of Trustees (Bellows/Mayers).**

Dr. Tom Bellow, Chair of the Library Board of Trustees, addressed Council providing an overview of items considered by the Board: setting a "Code of Conduct" for library patrons, the need for technology upgrades to replace aging equipment, expansion of the Children's wing of the library facility, and the continuing support of the Friends of the Library. Chair Bellows also recommended that Council give favorable consideration for library projects during the upcoming budget process.

The Council expressed their appreciation for the Library Board's work.

**Consider M&C # 03-07-07 with attached ordinance #07-014 - approval of budget adjustment for the Economic Development Department to provide additional funding for salary of Special Events Coordinator (Caldera).**

Economic Development Director Caldera addressed Council, stating that in December 2006 when Council approved the continuation of the Trade and Market Days, they also included the continuation of the temporary, part-time Special Events Coordinator for another six months to support the Trade and Market Days and City special events. Ms. Caldera reported that a Budget Adjustment was needed to fund the continuation of the Coordinator's salary in the amount of \$6,158 from the fund balance.

Council discussed how the position was funded for the previous six months, had Council's approval been given for a budget adjustment at that time, and how this request would affect the City's balance of funds or the reserve balance and what is the recommended balance by our auditors.

A motion was made by Councilman Reyna to approve the requested budget adjustment and that the amount be reimbursed according to budgetary policies and procedures currently in place; the motion was seconded by Councilmember Dean. Upon vote, the motion carried.

**Consider M&C # 03-08-07 - approval of a name for City facility located at 6417 Evers Road (Caldera).**

Economic Development Director Caldera reviewed the history of landowners of the property known as "the Chambers House" at 6417 Evers Road. Ms. Caldera explained that the Chambers were owners for the two years prior to the purchase of the property by the City in 1998. She presented suggestions of names to recognize previous owners of the property: The Kinman House, the Kinman-Alley House, the Kinman-McCain House, and the Chamber's House.

Councilmember Rangel expressed his preference for naming the facility "The Kinman House. Councilmember Dean expressed his preference for naming the house "The Kinman-McCain House. Councilman Reyna suggested that the facility could be named for someone to recognize their service to the City and recommended naming the facility for former Councilmember Marcus Semmelmann. Councilmember Maloy recommended the house be named "The Kinman-Alley House".

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Library Director and resident, Joyce Trent, addressed Council providing additional historical information on the property and its owners.

Council discussion suggested that public opinion on a name for the facility be collected before a decision is made. Mayor Riley stated that a majority of the votes for a name by the public should become the name for the facility.

A motion was made by Councilman Reyna, seconded by Councilmember Dean, to place an article in the next Lion's Roar listing the suggested names: the Kinman House, the Kinman-Alley House, the Kinman-McCain House, the Chambers House, and the Semmelmann House; and listing an "other" category with a deadline to receive responses from the public. Council asked that the public could send in their recommendations from the five names submitted, a combination of the five names, or an "other" combination.

### **Consider Resolution approving participation in the U.S. Mayors Climate Protection Agreement (Mayor Riley).**

Mayor Riley stated that Tom Dukes had forwarded the Mayor's Climate Protection Agreement to her for consideration. Councilman Reyna asked if there was any fiscal impact on the City, and the Mayor answered, "No," and stated that it was a moral commitment for the community to reduce its use of fossil fuels.

Councilmembers expressed their concerns about a City commitment for a specific target date by 2012 to reach a specific goal, the costs involved to reach those goals, endorsing a group that the Council is not thoroughly familiar with, the costs for retrofitting city facilities and making building code changes, and the commitment to something that the City cannot fully support.

City Manager Lambert informed Council that staff has already been discussing these issues and staff is looking to support more energy-saving operations including its plans for the proposed children's wing and the purchase of a hybrid vehicle for the Police Department. Public Works Director Vick stated that the Public Works Department has been working on a five-year plan to reduce its energy use.

Council agreed to allow citizen input on the agenda item. Resident Al Baldrige stated that he replaced his light bulbs with Energy Star light bulbs as his other light bulbs fail and he is happy with the replacements. Loretta Van Copponolle, a resident of San Antonio, addressed Council encouraging them to support the Mayors' Climate Protection Agreement.

A motion was made by Councilmen Reyna, seconded by Councilmember Maloy, to table any action on the Resolution until questions are answered from the meetings' discussion and for the City Manager to present a Leon Valley plan to Council. Upon vote, the motion carried.

### **Consider Ordinance - appointing a member to the Zoning Commission (Mayor Riley).**

Mayor Riley asked Council's consideration to appoint Paul Biever to the Zoning Commission.

A motion was made by Councilman Reyna, seconded by Councilmember Dean, to approve the appointment. Upon vote, the motion carried.

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**Discussion Agenda**

**Discuss formation of a Superfund/EPA Advisory Committee (Lambert).**

City Manager Lambert informed Council that it had been recommended that the City form a Citizens Advisory Group (CAG). He provided an overview of the purpose of the CAG being a group of representatives of diverse community interests which will provide a public forum for community members to present and discuss their needs and concerns related to the Superfund decision making process. He informed Council that the Environmental Protection Agency (EPA) had already agreed to meet quarterly with City representatives. He also recommended that Council consider representatives from: U.S. Representative Charles Gonzalez's office, Senator Leticia Van de Putte's office, Representative Joaquin Castro's office, TCEQ representative, Edwards Aquifer Authority, Bexar County, the EPA, the Texas Department of State Health Services, City of Leon Valley, and the City of San Antonio.

Mayor Riley suggested that a representative from the US Geological Survey team be included and Councilmember Maloy recommended that a representative from AACOG be included in the group. Councilmembers Rangel and Reyna both volunteered to be Council liaisons to the new proposed committee. It was also recommended that some citizens be appointed to the CAG.

Mayor Riley asked that the information be brought back at the next meeting for action by Council.

**Discuss options for the Lion's Roar Newsletter (Smith).**

Community Development Director Smith addressed Council explaining that this item was leftover from December when City Council asked that consideration of the newsletter be tabled until after the new City Manager was on board. Ms. Smith presented background on the Lion's Roar Newsletter production, the typical newsletter layout, a comparison of costs, pros and cons of increasing the number of pages in the current-style newsletter versus having a commercial entity, the Neighborhood News, and publication of the newsletter. She presented samples of newsletters published by the Neighborhood News which solicits advertisements in the newsletter to pay for the newsletter. She stated that the newsletter would have to be published a minimum of six times per year, rather than quarterly, as it is now published. She also stated that the advertisers cannot be limited to Leon Valley businesses.

Questions from Council were raised about the amount of column space in each newsletter, the costs for a preset number of pages in each newsletter, whether recycled paper would be used for the newsletter, and how the bulk mail estimates were calculated.

Ms. Smith stated that she was still waiting for more definite cost quotes from the publisher and that she would bring the information back to Council.

Council expressed their appreciation for more frequent news to be delivered to the community. Mayor Riley also asked if weekly information could be delivered to all residents who wish to hear more frequent news from the City. It was suggested that the newsletter remind the public about the website.

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### **Discuss policy change for fees charged to non-profit groups for use of the Community and Conference Centers (Caldera).**

Economic Development Director Caldera addressed Council stating that the issue was a request from Councilmember Maloy. Ms. Caldera presented background on how staff currently handles requests from a variety of organizations for waivers of all fees associated with using the Community and Conference Centers. Ms. Caldera presented a proposal to reduce rates by \$50 for nonprofit organizations to use the Conference Center as "Civic" groups.

Councilmember Maloy stated that she felt a policy was necessary to consider all nonprofit group use of the centers and to consider the debt still owed on the Conference Center.

Mayor Riley asked if a history could be brought back to Council of the number of times nonprofit groups have had fees waived, who the groups are, and how much money was waived. She also requested that staff return an itemization of charges and costs for running the centers. Councilmember Dean echoed the Mayor's requests for additional information. It was asked that the information be returned as a discussion item for Council to review at a later date.

### **Discuss Council Liaison responsibilities (Councilmember Maloy).**

Councilmember Maloy stated that Council Liaisons were started under the Meffert administration but that no job description was ever defined for the Council Liaison.

Councilman Reyna stated that he thought the question was answered when he was appointed as the Council Liaison for the Citizen Neighborhood Progress Committee. Mayor Riley asked Councilman Reyna if he would prepare a description for a future Council meeting.

### **City Manager's Report (Lambert).**

City Manager Lambert reported that he received an email from the City Accountant regarding clarification on questions raised about a budget adjustment approved by the Council in October 2006 in the amount of \$6,374 to fund the salary for a part-time, temporary Special Events Coordinator.

Mr. Lambert also presented an update on the SAWS outfall line being lowered under the Bandera Road bridge at Huebner Creek. He informed Council of damage to the pipeline on March 9<sup>th</sup> causing sewage discharge into Huebner Creek following heavy rainfall which caused flooding in the creek bed. He informed Council that the City was not notified of the discharge, but that the City was filing a formal complaint with SAWS and TXDOT. He stated that by March 14<sup>th</sup>, repairs were being made, but during that process additional damage was done to the pipeline, and now it has been repaired so that leakage has been stopped.

The City Manager presented an overview of the revenues and expenses for the month of February 2007 as compared to February 2006 and to the overall FY 2007 budget. He stated that he anticipated a potential shortfall of \$200,000 in court revenue. He informed Council that a hiring freeze was put into effect that no one will be hired until after the position has been left vacant for 90 days. He also has put a hold on \$200,000 of expenditures of the \$400,000 budgeted to be spent on street projects in FY 2007. Mayor Riley asked if the sales tax on the

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CPS Energy bills were included in the reported revenues. Mr. Lambert stated that he would get confirmation of that from the City Accountant.

### **Citizens to be heard.**

Citizen Al Baldrige addressed Council stating that he received a rebate from CPS Energy for buying energy-conserving light bulbs that helped pay for the increased cost of the bulbs. He stated that he felt a committee should have submitted recommendations for the name of the City facility on Evers Road and recommended a public hearing be held to discuss the issue.

### **Announcements by Councilmembers and Mayor.**

Councilmember Maloy reported to Council on her activities as a representative on the AACOG Economic and Environmental Committee working on a Comprehensive Economic Development Strategy.

Councilman Art Reyna reported that State Senator Leibowitz was encouraging interested parties to testify in Austin before the Legislature about giving the Texas Commission on Environmental Quality more authority.

Councilmember Rangel confirmed that the City's EMS response time was 4 - 4.5 minutes and he encouraged Council to again consider a temporary base of operations for the Fire Department south of Loop 410 during the Bandera Road construction project. He also reminded everyone about the upcoming Trade and Market Day to be held April 14, 2007 and reported that another City of San Antonio area military member had died while serving his country.

City Secretary Feutz reminded Council and the audience of the dates for Early Voting and announced that the ballot would list the following candidates: Council Place No. 1 - Phillip Manea, Council Place No. 3 - Irene Baldrige; and Council Place No. 5 - Cathy Nelson and Rick Rangel. She also announced that there was one declared write-in candidate for Council Place No. 1 - Rob Henwood.

Mayor Riley welcomed and introduced Administrative Assistant Angela Trejo, who will be working in the City Manager and City Secretary's offices. Mayor Riley thanked staff for organizing the TML Region 7 Dinner/Meeting which will be held on Thursday, March 22, 2007 at the Conference Center. Mayor Riley also announced that the Citizen Neighborhood Committee would be meeting that same evening at the N.I.S.D. Red School House Building, at the corner of Bandera and Grissom Roads, and she reminded everyone that it was an open meeting. She also announced that the City had been officially designated as a "Superfund" Site by the Environmental Protection Agency (EPA) and she stated that she has asked for quarterly testing of the City's public water wells to be paid for by the EPA.

### **Adjourn.**

A motion was made by Councilman Reyna, seconded by Councilmember Rangel, to adjourn. Mayor Riley announced the meeting adjourned at 9:35 p.m.

**REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY,  
TEXAS, MARCH 20, 2007 AT 7:00 P.M.**

Chris Riley

Mayor

ATTEST:

Marie Feutz

City Secretary

*As approved by vote of the City Council at the April 3, 2007 Regular City Council Meeting*